

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

**TRIAL MINUTES**

|  |   |                                       |
|--|---|---------------------------------------|
| <b>Date:</b> January 6, 2025                     | <b>Time in Court:</b> 4 hours and 58 minutes  | <b>Judge:</b> ARACELI MARTÍNEZ-OLGUÍN |
| <b>Case No.:</b> <a href="#">21-cv-03496-AMO</a> | <b>Case Name:</b> Surgical Instrument Service Company, Inc. v. Intuitive Surgical, Inc. |                                       |

**Attorney for Plaintiff:** Richard McCaulley, Joshua Van Hoven, and Anthony E. Dowell

**Attorney for Defendant:** Kenneth Gallo, Paul Brachman, William Michael, and Crystal Lohmann Parker

**Deputy Clerk:** Alexis Solorzano Rodriguez

**Court Reporter:** Ruth Levine Ekhaus

Trial Began: January 7, 2025

Further Trial: January 16, 2025

**PROCEEDINGS**

Jury Trial held on 1/15/2025. Motions to seal documents and exhibit objections discussed. Witness Dr. Russell Lamb questioned and excused. Defendant requested a curative jury instruction regarding the 1/14/25 mention of prior litigation in violation of one of the Court's in limine rulings. Plaintiff objected to the proposed instruction. The Court overruled the objection, granted the request, and read a curative jury instruction regarding Dr. Russell Lamb's testimony. Witness Richard Bero called to the stand and sworn in, testimony to continue. Exhibit Nos. 769, 614-R, and 1497 admitted. Exhibit 1309-R was pre-admitted outside the presence of the jury, but it was not published to the jury. Counsel to confer on a proposal for sealed exhibits/deposition testimony and present it to the Court tomorrow, 1/16/2025.

See attached trial log.